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8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**
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11 MIESHIA MARIE JACKSON,

12 Plaintiff,

13 v.

14 FASTENAL COMPANY,

15 Defendants.
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Case No. 1:20-cv-00345-NONE-SAB

ORDER REQUIRING DEFENDANT TO
FILE RESPONSIVE PLEADING

SEVEN DAY DEADLINE

17 On January 21, 2020, Mieshia Marie Jackson (“Plaintiff”), on behalf of herself and all
18 others similarly situated, filed this action in the Stanislaus County Superior Court against
19 Fastenal Company (“Defendant”) alleging violations of California labor law. (ECF No. 1-1.)
20 Service of the summons and complaint was completed on February 3, 2020. (ECF No. 1-2.) On
21 March 4, 2020, Defendant removed the action to the Eastern District of California. (ECF No. 1.)

22 Pursuant to the Federal Rules of Civil Procedure, “[a] defendant who did not answer
23 before removal must answer or present other defenses or objections under these rules within the
24 longest of these periods: (A) 21 days after receiving--through service or otherwise--a copy of the
25 initial pleading stating the claim for relief; (B) 21 days after being served with the summons for
26 an initial pleading on file at the time of service; or (C) 7 days after the notice of removal is
27 filed.” Fed. R. Civ. P. 81(c)(2).”
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1 Defendant's notice of removal does not include an answer filed in the state court.
2 Accordingly, IT IS HEREBY ORDERED that Defendant shall file a responsive pleading within
3 seven (7) days of the date of entry of this order.

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5 IT IS SO ORDERED.

6 Dated: March 6, 2020


UNITED STATES MAGISTRATE JUDGE